

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNIGENE LABORATORIES, INC. AND  
UPSHER-SMITH LABORATORIES, INC.,

Plaintiffs,

06 CV 5571 (RPP)

- against -

**ORDER**

APOTEX, INC. AND APOTEX CORP.

Defendants.

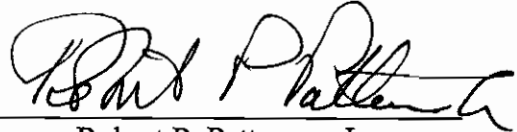
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**ROBERT P. PATTERSON, JR., U.S.D.J.**

Based on Morgan and Finnegan's letter of November 7, 2008, faxed on that date to Mr. Kozuch of the Caesar, Rivise firm, and having received no response thereto, Defendants are ordered to produce, by November 13, 2008, the information, that Defendants' experts Dr. Bernatowicz and Dr. Rao each considered in forming the opinions set forth in their respective expert reports and "the basis and reasons" for each opinion, as well as the "data or other information" considered by each witness in forming his opinions and "any exhibits that will be used to support or summarize them," including the requests set out in Morgan and Finnegan's letter of October 23, 2008 to Mr. Bassler of the Caesar, Rivise firm. Rule 26(a)(2)(B)(i), (ii), and (iii) of the Federal Rules of Civil Procedure.

IT IS SO ORDERED.

Dated: New York, New York  
November 12, 2008

A handwritten signature in black ink, appearing to read "R. P. Patterson, Jr.", written over a horizontal line.

Robert P. Patterson, Jr.  
U.S.D.J.

Copies of this Order faxed to:

Morgan & Finnegan  
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3 World Financial Center  
New York, NY 10281-2101  
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